

**UNITED STATES DISTRICT COURT**

69-C-58

**Jury demand date:** May 13, 1969 by plaintiff

6

TITLE OF CASE		ATTORNEYS			
<div>Hewitt J. West</div> <div>vs</div> <div>Phillips Industries of Kansas, Inc., a corporation</div>		<div>For plaintiff:</div> <div>Charles E. Daniel</div> <div>128 East Broadway</div> <div>Drumright, Oklahoma 74030</div> <div>For defendant:</div> <div>Bert McElroy, Richard Carpenter</div> <div>Sanders and McElroy 582-5181</div> <div>205 Denver Building</div> <div>Tulsa, Oklahoma 74119</div>			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 5-1-69	Clerk	4-9-69	Sanders	15 00	
		4-10-69	C/D 44		15 00
J.S. 6 mailed 11-1-69	Marshal				
Basis of Action: Personal Injuries, medical bills and damages	Docket fee				
	Witness fees				
Action arose at: Noble County	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-9-69	Petition for removal from District Court of Creek County, Oklahoma, Drumright Division, filed. js	
4-9-69	Bond on removal in the amt. of \$500.00, filed. Surety, Fidelity and Deposit Company of Maryland (Pauline E. Milles, Atty-In-Fact) js	
4-9-69	Notice of removal, filed. js	
4-17-69	Statement of record in state court, filed. ds	
4-17-69	Proof of service, filed. ds	
4-17-69	Certificate of clerk of district court, filed. ds	
4-17-69	Acknowledgment of service of petition for removal, filed. ds	
4-17-69	Defendant's answer, filed. ds	
4-17-69	Defendant's first interrogatories, filed. ds	
5-8-69	Court orders parties to file pre-trial order before 6-6-69. (AEB-J)h	
5-12-69	Defendant's demand for jury trial, filed. m	
5-13-69	Plaintiff's request for jury trial, filed. b	
6-3-69	Deposition of Charles Hibbs taken on behalf of plaintiff on 5-22-69, filed. (Fees: \$35.00 pd. by pltf.)m	
6-3-69	Deposition of Hewitt James West taken on behalf of defendant on 5-22-69, filed. (Fees: \$81.00 pd. by deft.)m	
6-9-69	Pre-Trial Order, filed. (AEB-J). js	
9-5-69	Case set for jury trial on Monday, Oct. 27, 1969, at 10 A.M. (AEB-J)g	
10-23-69	Deposition of Dr. David H. Owen, on behalf of plaintiff, filed. g	
10-24-69	Application For Amendment of Pretrial Order, filed. js	
10-27-69	Deposition of Joe Bob Jarman, Jr. M.D. taken by Thomas G. Bloxom on 10-26-69, filed. \$36.00 pd by defendant. ds	
10-27-69	Amendment to pretrial order, filed. (AEB-J) ds	
10-27-69	Case called for trial. Parties present and represented. Jury selected, and case in trial. Parties announce settlement in the amount of \$37,500.00	
	Stipulation that First monies of said judgment will be applied to any outstanding subrogation claims, etc., filed in open court. Jury discharged. (AEB-J)	
10-27-69	Exhibits filed. h	
10-30-69	Judgment filed and entered. It is ordered that the plaintiff Hewitt J. West, have and recover judgment of the defendant for the sum of \$37,500.00. (AEB-J)	
11-12-69	Release and Satisfaction of Judgment filed. h	